

Docket No.: 250259US3



COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/802,800
Applicant: Akihiro KARASAWA
Filing Date: March 18, 2004
For: SPRAY
Group Art Unit: 3679
Examiner: DUNWOODY, A. M.



ATTORNEYS AT LAW

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SIR:

Attached hereto for filing are the following papers:

PROVISIONAL ELECTION OF SPECIES

Our check in the amount of \$0 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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DOCKET NO.: 250259US3



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

:

Akihiro KARASAWA

: EXAMINER: DUNWOODY, A. M.

SERIAL NO: 10/802,800

:

FILED: March 18, 2004

: GROUP ART UNIT: 3679

FOR: SPRAY

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PROVISIONAL ELECTION OF SPECIES

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

In response to the Election of Species requirement dated October 12, 2005, the Applicant provisionally elects with traverse the species of Group I corresponding to Figures 1-11 and identifies Claims 1-3, 5, and 6 as readable on the provisionally elected species.

The Applicant respectfully traverses the election requirement based on MPEP § 803, which states:

... If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention would appear to be part of an overlapping search area.

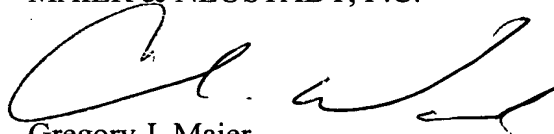
Application Serial No.: 10/802,800
Response to Election of Species Requirement
dated October 12, 2005

Accordingly, the Applicant respectfully traverses the outstanding election requirement on the grounds that a search and examination of the entire application would not place a *serious* burden on the Examiner.

Therefore, it is respectfully requested that the requirement to elect a single species be withdrawn, and that a full examination on the merits of Claims 1-6 be conducted.

Respectfully Submitted,

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